IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 20TH NOVEMBER 2007 / 29TH KARTHIKA 1929

WP(C).No. 34122 of 2007(K)

PETITIONER:

M.A. SAMEED,
ASSISTANT EXECUTIVE ENGINEER, K.K.I.P.SUB DIVISION NO.II, KOZHINJAMPARA, PALAKKAD, RESIDING AT "DARUSEENATH", K.S. PURAM,
KARUNAGAPPALLY-690544.

BY ADV. SRI.ELVIN PETER P.J.

RESPONDENTS:

1. STATE OF KERALA,
   REPRESENTED BY THE PRINCIPAL SECRETARY TO GOVERNMENT, WATER RESOURCES DEPARTMENT,
   GOVERNMENT SECRETARIAT,
   THIRUVANANTHAPURAM.

2. THE DEPARTMENTAL PROMOTION COMMITTEE
   FOR MAKING PROMOTION TO THE POST OF
   EXECUTIVE ENGINEER IN THE WATER RESOURCES
   DEPARTMENT, REPRESENTED BY ITS CONVENOR,
   SECRETARY TO GOVERNMENT,
   WATER RESOURCES DEPARTMENT
   GOVERNMENT SECRETARIAT,
   THIRUVANANTHAPURAM.

3. THE CHIEF ENGINEER (IRRIGATION &
   ADMINISTRATION),
   OFFICE OF THE CHIEF ENGINEER(I&A)
   THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

W.P.(C).No.34122 of 2007 K

Dated this the 20th day of November, 2007.

JUDGMENT

Petitioner, an Assistant Executive Engineer, was placed under suspension as per Ext.P13 order. Now by Ext.P16 order, his suspension has been revoked. He has been reinstated in service. Government has also ordered that the enquiry pending against the petitioner shall be completed within three months.

2. Learned counsel for the petitioner submits that going by the facts stated in Ext.P16, it is possible that only a minor penalty is contemplated to be imposed on the petitioner. The grievance, at present, is that the petitioner's name has not been placed before the Departmental Promotion Committee in relation to the post of Executive Engineer.

After having heard the learned Senior Government Pleader also, the writ petition is disposed of directing the 3rd respondent to place

the petitioner's name before the next Departmental Promotion Committee, the 2nd respondent, in relation to the post of Executive Engineer. It is made clear that I have not expressed anything on the merits of the claim made by the petitioner in this regard.

Sd/-
(V.GIRI)
JUDGE

sk/

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P.S. To Judge